

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EDWIN S. STONE,

Docket No.: 08 CV 6504

Plaintiff,

-against-

CDL WEST 45TH STREET LP and CDL WEST
45TH STREET, L.L.C.,

**APPLICATION FOR AN
EXTENSION OF TIME TO
ANSWER**

Defendants.

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Application is hereby made for a Clerk's Order extending the time within which Defendant, CDL WEST 45TH STREET LLC f/k/a CDL WEST 45TH STREET L.P., may answer the Complaint filed by Plaintiff for an additional three days, until August 25, 2008, and it is represented that:

1. One previous extension was granted by the Court on July 25, 2008. The original extension date was August 22, 2008;
2. Service of process has been effected upon CDL WEST 45TH STREET LLC f/k/a CDL WEST 45TH STREET L.P.;
3. Upon information and belief service of process was effectuated upon CDL WEST 45TH STREET LLC f/k/a CDL WEST 45TH STREET L.P. no earlier than July 1, 2008;
4. CDL WEST 45TH STREET LLC f/k/a CDL WEST 45TH STREET L.P. agrees to waive all jurisdictional defenses;

Plaintiff has consented to the second extension of Defendant's time to answer.

Dated: New York, New York
August 22, 2008

Yours, etc.

STRONGIN ROTHMAN & ABRAMS, LLP

s/

JILL S. TAYLOR, ESQ. (JT-4731)
Attorneys for Defendants
CDL WEST 45TH STREET LLC
f/k/a CDL WEST 45TH STREET L.P.
5 Hanover Square, Fourth Floor
New York, NY 10004
(212) 931-8300

SO ORDERED: _____
U.S.D.J.